



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Jay D. Hunt *et al.*

Group 1614

Serial No. 10/082,821

Examiner Jones, Dwayne C.

Filed: February 22, 2002

For: "A Platelet Activating Factor Antagonist Inhibition of Angiogenesis and Tumor Growth Induced by Basic Fibroblast Growth Factor," (Atty. File No. 00M28.1 Hunt)

AFFIDAVIT OF JAY D. HUNT

STATE OF LOUISIANA

PARISH OF ORLEANS

Jay D. Hunt, III, being duly sworn, deposes and says:

1.

I am an Associate Professor in the Department of Biochemistry and Molecular Biology, in the School of Medicine at Louisiana State University Health Sciences Center in New Orleans, Louisiana. I am one of five co-inventors of the above-identified patent application. I make this affidavit in support of that application.

2.

Drs. Nicolas G. Bazan, Haydee Bazan, Victor L. Marcheselli, Julio Alvarez Builla Gomez, and I are the only inventors of the inventions claimed in the application.

3.

I am one of the co-authors of Hunt *et al.*, "The Platelet-Activating Factor (PAF) Antagonist BN-50730 Inhibits Angiogenesis," an abstract for the Proceedings of the American Association for Cancer Research: Cell and Tumor Biology, vol. 41, abstract 4099 (2000), a reference that has been cited against the above application. Two of the other authors of this abstract, Drs. Nicolas G. Bazan and Victor L. Marcheselli, are also co-inventors in this patent application. I have no reason to believe that this abstract was published more than one year before the filing date of the priority application whose benefit is claimed under 35 U.S.C. ' 119(e). My co-inventors who are not named on the cited paper, Drs. Haydee Bazan and Julio Alvarez Builla Gomez, did not contribute either to the data collection to support this presentation or to the writing of this abstract. Thus they were not named as authors on the abstract. Although not named as co-authors on this paper, Drs. H. Bazan and J. Alvarez Builla Gomez, are named as co-inventors for their conception along with Drs. Nicolas G. Bazan, Victor L. Marcheselli, and myself, of the use of a PAF antagonist, BN-50730, to inhibit angiogenesis and tumor growth induced by basic fibroblast growth factor.

4.

Additionally, listed as co-authors on this abstract are two co-authors who are not inventors on the present application, Nebojsa Skrepnik and Everett G. Robert. These two co-authors who are not co-inventors, N. Skrepnik and E.G. Robert, received knowledge about the inventions that are claimed in this application from me. N. Skrepnik and E.G. Robert are not inventors or co-inventors of any of the claimed inventions. At the time the abstract was published, co-author Nebojsa

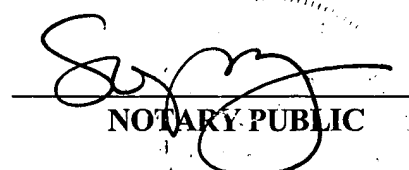
Skrepnik was a resident and co-author E.G. Robert was a technician in my research group at LSU Health Sciences Center. Co-authors, E.G. Robert and N. Skrepnik, carried out work under my supervision and direction, directed toward reducing the claimed inventions to practice or directed toward testing features of the inventions. These two co-authors were listed on the paper to receive credit for having collaborated in the research program.

5.

All statements made in this Affidavit of my own knowledge are true. All statements made in this Affidavit on information and belief are believed to be true. These statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-identified patent application or any patent issuing from that application.


JAY D. HUNT, III

SWORN TO AND SUBSCRIBED before me this ____ day of November, 2004.


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Certification Number

My Commission Expires at Death